

ADLER & ASSOCIATESP.O. BOX 710509
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OCT 14 2004

WRITER'S DIRECT DIAL
(713)-270-5391
WRITER'S DIRECT FACS.
(713)-270-5361
E. MAIL: badler1@houston.rr.comINTELLECTUAL PROPERTY LAW
(PATENT, BIOTECHNOLOGY, COMPUTER,
TRADEMARK & TRADE SECRET LAW)**FACSIMILE TRANSMITTAL SHEET**

TO:	FROM:
Examiner N.L. Alonzo	Benjamin A. Adler, Ph.D., J.D.
COMPANY:	DATE:
US PTO, Art unit 1632	10/14/04
FAX NUMBER:	TOTAL NO. OF PAGES:
(703) 872-9306	3 (including cover)
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
	D6534
RE:	YOUR REFERENCE NUMBER:
Response To Restriction Requirement	10/679,231

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE**Comments:**

Please deliver the attached to Examiner Alonzo.

A Response to Action mailed September 23, 2004 for 10/679,231; (D6534; Holland et al.)

If you have any questions after reviewing these papers, please call me at
PHONE: 713/270-5391, FAX: 713/270-5361. Thank you.**CONFIDENTIALITY NOTICE:** Unless otherwise indicated or obvious from the nature of this transmittal, the information contained in this facsimile is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader is not the intended recipient or an employee or agent responsible for delivery, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you receive this communication in error, please immediately notify Dr. Benjamin Adler at (713) 270-5391 and promptly return the facsimile. Thank you.


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**APPLICANT: Holland****FILED: October 03, 2003****SERIAL NO.: 10/679,231****FOR: Transgenic Animal
and Uses Thereof****§ ART UNIT: 1632****§ EXAMINER:
§ Alonzo, N. L.****§ CONFIRMATION NO.
§ 3560****§ DOCKET: D6534****Mail Stop NON-FEE AMENDMENT**
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence was transmitted via facsimile to N. L. Alonzo of the U.S. Patent Office at 703-872-9306 on the date indicated below:

Date:

Oct 14, 2004

Benjamin Aaron Adler, Ph.D., J.D.
Registration No. 35,423

RESPONSE TO RESTRICTION REQUIREMENT

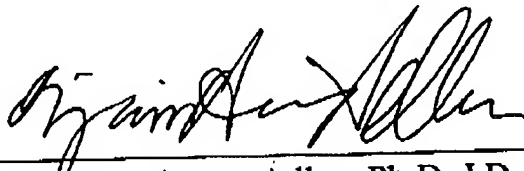
Dear Sir:

In response to the Restriction Requirement mailed September 23, 2004 for the above-referenced application, Applicants hereby elect Group I, claims 1-4 and 18-20, drawn to a non-human transgenic animal expressing a reporter gene coding for a protein capable of producing light upon metabolizing a substrate wherein said reporter gene is operably linked to a promoter which is activated by cell cycling, for examination, without traverse.

This is intended to be a complete response to the Restriction Requirement mailed September 23, 2004. If any issues remain, the Examiner is respectfully requested to telephone the undersigned attorney of record for immediate resolution.

Respectfully submitted,

Date: Oct 14, 2004
ADLER & ASSOCIATES
8011 Candle Lane
Houston, TX 77071
(713) 270-5391
badler1@houston.tx.com


Benjamin Aaron Adler, Ph.D, J.D.
Registration No. 35,423
Counsel for Applicant